IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5405 OF 2006.

M/s.J.Rameshchandra & Co.
and others. ... Petitioners.

V/s.

Special Recovery Officer
and others. ... Respondents.

P.S.Dani with Aarti Gaikwad for the petitioners.

A.H.Palekar, AGP for respondent Nos.1,2 and 5.

Ms.S.S.Kadam for respondent No.3.

CORAM: V.C.DAGA, J.

DATED: 1st September 2006.

P.C.:

. The learned A.G.P., appearing for respondent Nos.1, 2 and 5; makes a statement that so long as the objections raised in the petition are not decided in accordance with law by the Special Recovery Officer, no coercive action to take possession would be initiated.

2. In this view of the matter, learned counsel for the petitioner seeks permission to withdraw this petition.

3. The Special Recovery Officer is directed to investigate into the objections as

expeditiously as possible, at any rate, within three months from the date of receipt of copy of this order. It is made clear that, in the event, any adverse order is passed against the petitioner the same shall not be executed for a period of two weeks from the date of communication of the said order.

4. In the result, petition is dismissed as withdrawn with no order as to costs.

(V.C.DAGA, J.)